

8070 ✓

Office of Initial Patent Examination
To be forwarded to: the Special Program Law Office
PATENT
0471-0260P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: ALLEGRETTI, Marcello et al. Conf.:
Appl. No.: 09/830,449 Group: Unassigned
Filed: April 27, 2001 Examiner: Unassigned
For: A Process for the Preparation of Alpha Arylalkanoic
Acids



DECLARATION ACCOMPANYING PETITION UNDER 37 C.F.R. § 1.47(a)

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

We, Marcello ALLEGRETTI, Maria Candida CESTA, and Marco MANTOVANINI, residing at Via Campo di Pile, L' AQUILA, Italy, hereby declare as follows:

We are citizens of Italy;

We are listed as co-inventors, together with Luca NICOLINI on U.S. patent application number 09/830,449;

We are further listed as co-inventors, together with Luca NICOLINI, on Italian patent application number MI98A002332, filed on October 30, 1998, which is the priority document for the above-referenced application.

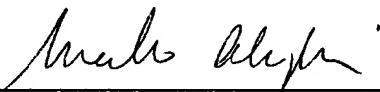
We hereby declare that Mr. NICOLINI, the non-signing inventor, cannot be reached or located, notwithstanding diligent effort, or refuses to sign the oath or declaration after having been presented with the application papers (specification, claims, drawings and declaration).

Specifically, two certified letters were sent to the last known address of Mr. NICOLINI on May 15, 2001 and July 2, 2001. Translations of each are attached hereto along with a copy of the registered mail receipts. Mr. NICOLINI has failed to sign these documents or provide any reason for his refusal to sign.

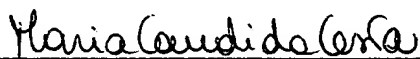
Due to his refusal to sign or inability to be found, no further vain attempts have been made to have Mr. NICOLINI sign any document including the Combined Declaration and Power of Attorney submitted herewith pursuant to 37 C.F.R. 1.47(a).

The undersigned further declare that the above-identified application may be prosecuted in their names to preserve the rights of the parties and to prevent irrevocable damage by the loss of the priority date.

The undersigned hereby declare that all statements made herein of our own knowledge are believed to be true, and further that these statements were made with the knowledge that false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


Marcello ALLEGRETTI

20/09/01
Date


Maria Candida CESTA

21/09/01
Date


Marco MANTOVANINI

26/9/01
Date

BIRCH, STEWART, KOLASCH & BIRCH, LLPP.O. Box 747 • Falls Church, Virginia 22040-0747
Telephone: (703) 205-8000 • Facsimile: (703) 205-8050PLEASE NOTE:
YOU MUST
COMPLETE THE
FOLLOWING**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT AND DESIGN APPLICATIONS**

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated next to my name; that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Insert Title: A PROCESS FOR THE PREPARATION OF ALPHA-ARYLALKANOIC ACIDS

Fill in Appropriate Information - For Use Without Specification Attached: the specification of which is attached hereto. If not attached hereto, the specification was filed on April 27, 2001 as United States Application Number 09/830,449 and amended on April 27, 2001 (if applicable) and/or the specification was filed on October 18, 1999 as PCT International Application Number PCT/EP99/7887; and was amended under PCT Article 19 on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representative or assigns more than twelve months (six months for designs) prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)**Priority Claimed**

Insert Priority Information: (if appropriate)

MI98A002332
(Number)Italy
(Country)October 30, 1998
(Month/Day/Year Filed)☒ Yes ☐ No

(Number)

(Country)

(Month/Day/Year Filed)

☐ Yes ☐ No

(Number)

(Country)

(Month/Day/Year Filed)

☐ Yes ☐ No

(Number)

(Country)

(Month/Day/Year Filed)

☐ Yes ☐ No

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications(s) listed below.

Insert Provisional Application(s): (if any)

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

All Foreign Applications, if any, for any Patent or Inventor's Certificate Filed More than 12 Months (6 Months for Designs) Prior to the Filing Date of This Application:

Country

Application Number

Date of Filing (Month/Day/Year)

Insert Requested Information: (if appropriate)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States and/or PCT application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States and/or PCT application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Insert Prior U.S. Application(s): (if any)

(Application Number)

(Filing Date)

(Status - patented, pending, abandoned)

(Application Number)

(Filing Date)

(Status - patented, pending, abandoned)

I hereby appoint the practitioners at CUSTOMER NO. 2292 as my attorneys or agents to prosecute this application and/or an international application based on this application and to transact all business in the United States Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the practitioners, unless the inventor(s) or assignee provides said practitioners with a written notice to the contrary:

Send Correspondence to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP or CUSTOMER NO. 2292

P.O. Box 747 • Falls Church, Virginia 22040-0747

Telephone: (703) 205-8000 • Facsimile: (703) 205-8050

**PLEASE NOTE:
YOU MUST
COMPLETE
THE
FOLLOWING:**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First
or Sole Inventor:
Insert Name of
Inventor →
Insert Date This
Document is Signed

Insert Residence
Insert Citizenship →

Insert Post Office
Address →

Full Name of Second
Inventor, if any:
see above

Full Name of Third
Inventor, if any:
see above

Full Name of Fourth
Inventor, if any:
see above

Full Name of Fifth
Inventor, if any:
see above

Full Name of Sixth
Inventor, if any:
see above

GIVEN NAME/FAMILY NAME ALLEGRETTI, Marcello	INVENTOR'S SIGNATURE <i>Marcello Allegretti</i>	DATE* 20/09/01
Residence (City, State & Country) L'AQUILA, Italy		CITIZENSHIP Italian
MAILING ADDRESS (Complete Street Address including City, State & Country) Via Campo di Pile - L'AQUILA, Italy		
GIVEN NAME/FAMILY NAME CESTA, Maria Candida	INVENTOR'S SIGNATURE <i>Maria Candida Cesta</i>	DATE* 21/09/01
Residence (City, State & Country) L'AQUILA, Italy		CITIZENSHIP Italian
MAILING ADDRESS (Complete Street Address including City, State & Country) Via Campo di Pile - L'AQUILA, Italy		
GIVEN NAME/FAMILY NAME MANTOVANINI, Marco	INVENTOR'S SIGNATURE <i>Marco Mantovanini</i>	DATE* 26/9/01
Residence (City, State & Country) L'AQUILA, Italy		CITIZENSHIP Italian
MAILING ADDRESS (Complete Street Address including City, State & Country) Via Campo di Pile - L'AQUILA, Italy		
GIVEN NAME/FAMILY NAME NICOLINI, Luca	INVENTOR'S SIGNATURE	DATE*
Residence (City, State & Country)		CITIZENSHIP
MAILING ADDRESS (Complete Street Address including City, State & Country)		
GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE	DATE*
Residence (City, State & Country)		CITIZENSHIP
MAILING ADDRESS (Complete Street Address including City, State & Country)		
GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE	DATE*
Residence (City, State & Country)		CITIZENSHIP
MAILING ADDRESS (Complete Street Address including City, State & Country)		